

Panaji, 12th December, 2002 (Agrahayana 21, 1924)

SERIES I No. 37

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note: There is one Extraordinary issue to the Official Gazette Series I No. 36 dated 5-12-2002, namely Extraordinary dated 5-12-2002 from pages 883 to 886 regarding Order from Department of Agriculture.

GOVERNMENT OF GOA

Department of Elections

Office of the Chief Electoral Officer

Notification

5-32-2002/ELEC/2624

The following Notification No. 56/2002/Jud.III dated 21-11-2002 issued by the Election Commission of India, New Delhi is hereby published for general information.

Jose Philip, Joint Chief Electoral Officer.

Panaji, 27th November, 2002.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashoka Road,
New Delhi — 110001.

No.56/2002/Jud.III Dated: 21st November, 2002
30 Kartika, 1924 (Saka)

Notification

No.56/2002(vi)/Jud.III.— In pursuance of sub-paragraph (2) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission of India hereby makes the following further amendments to its Notification No.56/2002/Jud-III, dated 10th January, 2002, as amended from time to time namely:—

I. In Table III (Registered un-recognised parties), appended to the said Notification—

(i) After the existing entries at serial number 619 the following entries shall be inserted under column 1, 2 and 3 respectively:—

"620 Bharatiya Navshakti Party 5, Gurudwara Rakab Ganj Road, New Delhi-110001."

The above amendment shall be deemed to have come into force with effect from 18th November, 2002.

By order,

A. K. MAJUMDAR
Secretary.

Department of Labour

Inspectorate of Factories & Boilers

Notification

VI/FAC-6(L-1 Part) IFB-2002/2694

Whereas certain draft rules further to amend the Goa, Daman and Diu Factories Rules, 1985, were pre-published as required by section 115 of the Factories Act, 1948 (Central Act 63 of 1948), in the Official Gazette, Series I No. 8 dated 23-5-2002 under Notification No. VI/FAC-6/(L-1 Part) IFB-2002/1175 dated 6-5-2002 of the Department of Labour, Government of Goa, inviting objections and suggestions from all persons likely to be affected thereby within three months from the date of publication of the said Notification in the Official Gazette;

And whereas the said Gazette was made available to the public on 23-5-2002;

And whereas the objections and suggestions received from the public on the said draft have been carefully considered by the Government.

Now, therefore, in exercise of the powers conferred by section 112 of the Factories Act, 1948 (Central Act 63 of 1948), and all other powers enabling it in that behalf, the Government of Goa hereby makes the following rules so as to further

amend the Goa, Daman and Diu Factories Rules, 1985, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Factories (Ninth Amendment) Rules, 2002.

(2) They shall come into force at once.

2. *Amendment of rule 6.*— In rule 6 of the Goa, Daman and Diu Factories Rules, 1985, in sub-rule (2), for the existing Schedule, the following Schedule shall be substituted, namely:—

"SCHEDULE

Scale of fees payable for licence and annual renewal of licence by Factories

Quantity of H. P Installed (Maximum H. P.)	Maximum number of persons to be employed on any day during the year									
	Upto 9	From 10 to 20	From 21 to 50	From 51 to 150	From 151 to 250	From 251 to 500	From 501 to 1000	From 1001 to 2500	From 2501 to 4000	4001 and above
1	2	3	4	5	6	7	8	9	10	11
	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
Nil	100	125	250	1000	1500	3000	6000	12000	18000	24000
Upto 10	200	400	750	2000	3000	4500	9000	18000	24000	30000
Above 10 but not above 50	300	700	1250	3000	4500	6000	12000	22500	27500	33000
Above 50 but not above 100	800	1250	1750	4500	6000	9000	15000	27000	30000	36000
Above 100 but not above 500	1800	2500	3500	9000	12000	15000	22500	30000	36000	42000
Above 500 but not above 1000	3500	4000	7500	12000	16500	19500	30000	36000	42000	48000
Above 1000 but not above 2000	5000	7000	9500	16500	19500	24000	33000	42000	48000	54000
Above 2000	7000	9500	16500	19500	24000	33000	42000	48000	54000	60000

By Order and in the name of the Governor of Goa.

S. S. Prabhudesai, Chief Inspector of Factories & Boilers and ex officio Joint Secretary.

Panaji, 22nd November, 2002.

Department of Public Works

Office of the Chief Engineer

Notification

CE/PWD/EO

The following draft of certain rules which the Government of Goa proposes to make in exercise of the powers conferred by section 72 read with section 54B of the Goa, Daman and Diu Highways Act, 1974 (Act 10 of 1974), is hereby pre-published as required by section 72 of the said Act for information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of a period of 15 days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft rules may be forwarded to the Secretary (P.W.D.), Government of Goa, Secretariat, Panaji, before the expiry of 15 days from the date of publication of the Notification in the Official Gazette so that the same may be taken into consideration by the Government at the time of finalisation of the draft rules.

DRAFT RULES

In exercise of the powers conferred by section 72 read with section 54B of the Goa, Daman and Diu Highways Act, 1974 (Act 10 of 1974), the Government of Goa hereby makes the following rules for the levy of fees on mechanical vehicles entering the State of Goa from any other State, namely:—

1. *Short title, extent and commencement.*— (1) These rules may be called the Goa (Fees for use of State Highways, major district roads and village roads) Rules, 2002.

(2) They shall extend to the whole of the State of Goa.

(3) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) 'Act' means the Goa, Daman and Diu Highways Act, 1974 (Act 10 of 1974);

(b) 'Fee Inspector' means a person authorized by the Government to collect fee in respect of

any mechanical vehicle entering the State of Goa from any other State through the boundary and includes every Government employee posted on such boundary in connection with the collection of fees;

(c) 'Government' means the Government of Goa;

(d) 'mechanical vehicle' means the any laden or unladen vehicle designed to be driven under its own power including a motor vehicle as defined in clause (28) of section 2 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), but does not include a cart, tonga hand driven or cycle rickshaw, bicycle, tricycle and any other animal or hand driven vehicle;

(e) 'boundary' means the boundary of the State of Goa and includes any road or access used by mechanical vehicles for entering the State of Goa;

(f) 'fee' means the fee payable by any mechanical vehicle entering the State of Goa through its boundary;

(g) 'Assistant Engineer' means an officer of the State Public Works Department (Roads and Buildings) or any other Department dealing with State Highways having that designation and being incharge of a particular State Highway, major district road or village road at the boundary of the State of Goa.

3. *Rates of fees and its payment.*—There shall be levied and paid to the Government fees on mechanical vehicles entering the State of Goa through the boundary, for the use of State Highways, major district roads, or village roads, as specified in the Schedule hereto.

4. *Exhibition of rates of fees.*— A Table of fees authorized to be levied at any boundary shall be put up in a conspicuous place near a fee collection booth set up at such boundary, legibly written or printed in English, Hindi, Konkani and Marathi.

5. *Procedure for collection, realization of amount, handling, etc.*— (1) All fees levied under these rules shall be collected by the Government and for this purpose necessary arrangements shall be made by the Government for putting up adequate number of collection booths (operated manually or by automatic arrangements or by combination of both as may be considered

suitable by the Government) to serve the collection booths so set up.

(2) There shall be posted at the entry point of the boundary of the State of Goa a Fee Inspector (with necessary police guard to assist) who shall be authorized to collect fee in respect of any mechanical vehicle entering the State of Goa, at the rates specified in the Schedule hereto.

(3) There shall be provided at the entry point of the boundary of the State of Goa a cross bar for securing the stoppage of mechanical vehicles.

(4) The Fee Inspector shall ensure at the cross bar that passage is not allowed to mechanical vehicles unless the fee leviable in respect thereof has been paid.

(5) The Government reserves the right to allot allocation of fees collection for private agencies on annual lease basis by call of public tender.

6. *Mode of collection of fee.*— (1) Every driver, owner or person incharge of a mechanical vehicle, required to pay fees under these rules, shall, before entering the State of Goa, stop his vehicle at the entry point/cross bar, go to the fee collection booth to pay the fees leviable in respect of the vehicle and obtain from the Fee Inspector a receipt in Form A appended to these rules in token of having paid the fee, before he is allowed to proceed further.

(2) The Fee Inspector shall, on receipt of the fee specified in the Schedule, fill up a receipt in duplicate in Form A and deliver one copy thereof to the driver, owner or the person incharge of the vehicle in respect of which the fee has been paid and retain the third in his office. The motor vehicle shall be allowed to go ahead of the entry point/cross bar only after the fee has been paid and receipt issued under these rules.

(3) Where, and if, found necessary, the Government may also set up counter-checking booths. For this purpose, where such a booth has been set up at some location considered suitable beyond a fee collection booth, after the mechanical vehicle has crossed the boundary and also paid the prescribed fees, the Fee Inspector on counter checking duty at the counter checking booth shall ensure that the mechanical vehicle is allowed to pass from the counter checking cross bar only after verifying or checking the copy of the receipt for payment of the fees from the driver, owner or person incharge of the vehicle.

7. *Remittance of fees collected.*— (1) The Fee Inspector on duty shall be responsible for the collection and safe custody of the amount collected towards fees during the period of his duty and shall not leave his booth till his reliever takes over from him.

(2) The Fee Inspector shall maintain a cash register in Form B appended to these rules and keep it posted upto date.

(3) The Fee Inspector shall at the end of the period of his duty, hand over the amount collected by him to his reliever after obtaining the signature of the latter in the relevant column of the cash register.

(4) Every day between the hours of 4 and 5 in the afternoon, the Fee Inspector on duty shall hand over the entire amount of fee collected during the preceding 24 hours to the Assistant Engineer incharge of a particular State Highway, major district road or village road at the boundary after obtaining his signature in the relevant column of the cash register.

(5) The Assistant Engineer shall keep the amounts of collection received from the Fee Inspector in the chest provided for the purpose at his office.

(6) The Assistant Engineer shall on every Saturday or if it happens to be a holiday on the next working day, remit the amount received by him in respect of the week preceding the Saturday to the Executive Engineer who shall account the amount so received in the relevant receipt head in his books.

(7) The Assistant Engineer shall maintain a register in Form C appended to these rules, showing the remittances made to the Executive Engineer and shall keep the register posted upto date.

(8) The Assistant Engineer shall exercise supervision and control over the staff posted at the entry point of the boundary in connection with the collection of the fees and over the maintenance of proper accounts and records by such staff.

(9) The Executive Engineer, incharge of a particular State Highway, major district road or village road at the boundary shall check the collection and remittance of fees by the staff in accordance with these rules by paying surprise visit at least twice a month at the offices of the Fee Inspectors and the Assistant Engineer. He shall countersign the cash register maintained

by the Fee Inspectors and Assistant Engineer in token of such a check having been made.

8. *Furnishing of security.*— The Fees Inspector shall deposit a cash security of not less than Rs. 1000/- by executing a security bond to that effect.

9. *Credit of the proceeds of the fees and its utilization.*— The proceeds from the fees shall form part of the fund for the infrastructural development of the State of Goa.

10. *Assistance by Police.*— All Police Officers of the area in whose jurisdiction the boundary falls shall be bound to assist the Fee Inspectors, when required in the collection of fees under these rules, and for that purpose shall have the same power which they have in exercise of their normal police duties.

SCHEDULE

The rates of fees per day per vehicle of various types shall be as under:—

Type of vehicles	Rate of fee
Motor Cycle, Scooter, Moped, Autorickshaw	Nil
Agricultural tractor with unloaded trolley	Nil
Agricultural tractor with loaded trolley	Rs. 25/-

Car, Jeep, Sumo, Trax or similar light motor vehicles Rs. 50/-

Light commercial vehicle, Mini-bus with more than 10 but less than 20 seats capacity, tempo including those with 6 wheels, matador Rs. 70/-

Truck with 2 axles, Bus Rs. 200/-

Heavy commercial Multi axle vehicle, for every axle Rs. 100/- per axle Additional

NOTE:

- (1) Concessional rates, as may be decided by the Government, will be charged to vehicles entering the State of Goa frequently.
- (2) The following vehicles shall be exempt from payment of fees under these rules:—
 - (i) Defence Vehicles of All Registrations.
 - (ii) Police Vehicles of State of Goa.
 - (iii) Fire Fighting Vehicles of All Registrations.
 - (iv) Ambulances of All Registrations.
 - (v) Funeral Vehicles of All Registrations.
 - (vi) All vehicles registered in the State of Goa or all vehicles engaged by the Government of Goa for its use.
 - (vii) Non-motorised vehicles like bullock carts.

FORM 'A'

(See rule 6)

R. No.

Receipt for payment of fee

Name of entry point of boundary

(1) Description of mechanical vehicle with Registration Number

(2) Whether laden or unladen or with or without passengers

(3) Time and date of outward Journey

(4) Name of driver and/or owner

(5) Amount of fee paid

Signature of Fee Inspector

FORM "B"

[See rule 7(2)]

CASH REGISTER

Sl. No.	Date	Mechanical vehicle No.	Name of person paying the fee	Number of receipt by which fee paid	Amount of fee paid	Progressive figures of fee	Signatures of Fee Inspector	Signatures of successor Fee Inspector	Signature of Assistant Engineer in-charge	Remarks
1	2	3	4	5	6	7	8	9	10	11

FORM "C"

[See rule 7(7)]

Register showing record of fee collection and remittance on account of fee collected.

Sl. No.	Name of the Assistant Engineer in-charge	Amount collected from the Fee Inspector (deposited)	Date of Receipt	Name of the Bank from which Demand Draft is purchased	Number of Demand Draft and Date	Amount of Demand Draft	Details of Despatch of Demand Draft	Postal Registration No. of Despatch of Demand Draft	The date of challan by which the amount collected is deposited in Government Account EE's office	Remarks
1	2	3	4	5	6	7	8	9	10	11

By order and in the name of the Governor of Goa.

Rina Ray, Secretary to the Government of Goa (P.W.D).

Panaji, 27th November, 2002.